



**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

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Mar-13-2019 12:49 pm

Case Number: CGC-19-574501

Filing Date: Mar-13-2019 12:45

Filed by: MEREDITH GRIER

Image: 06724438

COMPLAINT

JENNIFER KAY TOY VS. LORI LOUGHLIN ET AL

001C06724438

Instructions:

Please place this sheet on top of the document to be scanned.

SUMMONS (CITACION JUDICIAL)

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):

See Attachment 1, Lori Loughlin
Please

YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):

Jennifer Kay Toy et al.

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case.

AVISO! Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. AVISO: Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es):

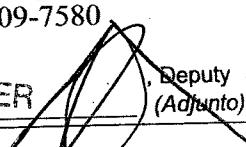
Superior Court of San Francisco
400 McAllister St, San Francisco, CA 94102

CASE NUMBER:
(Número de caso):

CGC-19-574501

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):

Daniel King, 3680 Wilshire Boulevard, STE P04-1313, Los Angeles, CA 90010 (310) 909-7580

MEREDITH GRIER 
Deputy
(Adjunto)

DATE: **MAR 18 2019** CLERK OF THE COURT Clerk, by
(Fecha) **(Secretario)**

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).

NOTICE TO THE PERSON SERVED: You are served



1. as an individual defendant.
2. as the person sued under the fictitious name of (specify):
under: CCP 416.10 (corporation) CCP 416.60 (minor)
 CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
 CCP 416.40 (association or partnership) CCP 416.90 (authorized person)
 other (specify):
3. on behalf of (specify):
under: CCP 416.10 (corporation) CCP 416.60 (minor)
 CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
 CCP 416.40 (association or partnership) CCP 416.90 (authorized person)
 other (specify):
4. by personal delivery on (date):

SUMMONS

SHORT TITLE: Toy v Loughlin	CASE NUMBER:
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ATTACHMENT (Number): 1

(This Attachment may be used with any Judicial Council form.)

MOSSIMO GIANNULLI,
 FELICITY HUFFMAN, GREGORY ABBOTT,
 MARCIA ABBOTT, GAMAL ABDELAZIZ,
 DIANE BLAKE, TODD BLAKE, JANE BUCKINGHAM,
 GORDON CAPLAN, I-HSIN
 "JOEY" CHEN, AMY COLBURN, GREGORY
 COLBURN, ROBERT FLAXMAN, ELIZABETH
 HENRIQUEZ, MANUEL HENRIQUEZ,
 DOUGLAS HODGE, FELICITY HUFFMAN, ✓
 AGUSTIN HUNEEUS, JR., BRUCE ISACKSON,
 DAVINA ISACKSON, MICHELLE
 JANAVS, ELISABETH KIMMEL, MARJORIE
 KLAPPER, TOBY MACFARLANE, WILLIAM
 E. MCGLASHAN, JR., MARCI PALATELLA,
 PETER JAN SARTORIO, STEPHEN SEMPREVIVO,
 DEVIN SLOANE, JOHN B. WILSON,
 HOMAYOUN ZADEH, ROBERT ZANGRILL,
 BILL MCGLASHAN, JANE BUCKINGHAM,
 ELISABETH KIMMEL, WILLIAM SINGER,
 DONNA HEINAL, HOMAYOUN ZADEH, RUDOLPH
 MERIDITH, MARK RIDDELL, JOHN
 VANDEMOER, IGOR DVORSKIY, GORDON
 ERNST, WILLIAM FERGUSON, LAURA
 JANKE, AND DOES 1 - 99

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this
 Attachment are made under penalty of perjury.)

Page 1 of 1
 (Add pages as required)

By Fax

1 Daniel King SBN (207911)
2 3680 Wilshire Boulevard
3 STE P04 -1313
4 Los Angeles, CA 90010
5 (310) 909-7580
6 daniel@firstratelaw.com

FILED
San Francisco County Superior Court

MAR 19 2019

CLERK OF THE COURT
BY: *Masahiko Goto*
Deputy Clerk

8 SUPERIOR COURT OF CALIFORNIA

9 SAN FRANCISCO COUNTY

10 JENNIFER KAY TOY, JOSHUA TOY,

Case No. **CGC-19-574501**

11 Individually and on Behalf of All Others
12 Similarly Situated (estimated at over 1,000,000)

VERIFIED COMPLAINT

13 Plaintiffs,
14 v.
15 LORI LOUGHLIN, MOSSIMO GIANNULLI,
16 FELICITY HUFFMAN, GREGORY ABBOTT,
17 MARCIA ABBOTT, GAMAL ABDELAZIZ,
18 DIANE BLAKE, TODD BLAKE, JANE BUCK-
19 INGHAM, GORDON CAPLAN, I-HSIN
20 "JOEY" CHEN, AMY COLBURN, GREGORY
21 COLBURN, ROBERT FLAXMAN, ELIZA-
22 BETH HENRIQUEZ, MANUEL HENRIQUEZ,
23 DOUGLAS HODGE, ~~FELICITY HUFFMAN~~,
24 AGUSTIN HUNEEUS, JR., BRUCE ISACK-
25 SON, DAVINA ISACKSON, MICHELLE
26 JANAVS, ELISABETH KIMMEL, MARJORIE
27 KLAPPER, TOBY MACFARLANE, WILLIAM
E. MCGLASHAN, JR., MARCI PALATELLA,
PETER JAN SARTORIO, STEPHEN SEMPRE-
VIVO, DEVIN SLOANE, JOHN B. WILSON,
HOMAYOUN ZADEH, ROBERT ZANGRILL,
BILL MCGLASHAN, ~~JANE BUCKINGHAM~~,
ELISABETH KIMMEL, WILLIAM SINGER,
DONNA HEINAL, HOMAYOUN ZADEH, RU-
DOLPH MERIDITH, MARK RIDDELL, JOHN
VANDEMOER, IGOR DVORSKIY, GORDON
ERNST, WILLIAM FERGUSON, LAURA
JANKE, AND DOES 1 - 99.
Defendants.

CHEATING SCANDAL PROSECUTED BY AN-
DREW LELLING, U.S. DISTRICT ATTORNEY
OF MASSACHUSETTS, WHO CALLED THE
CASE "THE LARGEST COLLEGE ADMIS-
SIONS SCAM EVER PROSECUTED BY THE
DEPARTMENT OF JUSTICE."

DEFENDANTS CONSPIRED TO GAIN EN-
TRANCE INTO ELITE COLLEGES FOR
THEIR CHILDREN BY THE FOLLOWING:
(1) BRIBING COLLEGE ENTRANCE EXAM
ADMINISTRATORS TO FACILITATE CHEAT-
ING ON COLLEGE ENTRANCE EXAMS;
(2) BRIBING VARSITY COACHES AND AD-
MINISTRATORS AT ELITE UNIVERSITIES
TO DESIGNATE CERTAIN APPLICANTS
AS RECRUITED ATHLETES OR AS OTHER
FAVORED CANDIDATES, THEREBY FACIL-
ITATING THE APPLICANTS' ADMISSION
TO THOSE UNIVERSITIES; AND (3) TO USE
THE FAÇADE OF A CHARITABLE ORGANI-
ZATION TO CONCEAL THE NATURE AND
SOURCE OF THE BRIBE PAYMENTS.

L. INTRODUCTION

1. My name is Jennifer Kay Toy, I'm the first Plaintiff in this action, I'm the mother of Plaintiff Joshua Toy. I was a teacher with the Oakland Unified School District and then a teacher with Pacifica Academy. During my time as a teacher I won awards for teacher of the year. I always taught my students that study and hard work was the best way to get into a good college. I always taught my students to be honest and forthright and that cheating was wrong.

7 2. I raised my son Joshua by myself since he was two and half years old and I always taught
8 him the same things I taught my students. I made sacrifices to help Joshua get into a good college
9 just as many parents do. Because of Joshua's hard work and study he graduated with a 4.2 grade
10 point average, I couldn't be more proud. Joshua applied to some of the colleges where the cheating
11 took place and did not get in. Joshua and I believed that he'd had a fair chance just like all other
12 applicants but did not make the cut for some undisclosed reason. I'm now aware of the massive
13 cheating scandal wherein wealthy people conspired with people in positions of power and authority
14 at colleges in order to allow their children to gain access to the very colleges that Joshua was
15 rejected from. I'm not a wealthy person, but even if I were wealthy I would not have engaged in the
16 heinous and dispicable actions of defendants. I'm now outraged and hurt because I feel that my son,
17 my only child, was denied access to a college not because he failed to work and study hard enough
18 but because wealthy individuals felt that it was ok to lie, cheat, steal and bribe their children's way
19 into a good college.

20 3. Defendants conspired with others known and unknown: (1) to bribe college entrance
21 exam administrators to facilitate cheating on college entrance exams; (2) to bribe varsity coaches
22 and administrators at elite universities to designate certain applicants as recruited athletes or as other
23 favored candidates, thereby facilitating the applicants' admission to those universities; and (3) to use
24 the façade of a charitable organization to conceal the nature and source of the bribe payments.

25 4. Plaintiffs simply wanted a fair chance for themselves or their children to go to a good
26 college and that opportunity for a fair chance was stolen by the actions of Defendants through the
27 dispicable and illegal actions of Defendants who feel that because they are wealthy thay are allowed
28 to lie, cheat and steal from others.

5. This Class Action Complaint is filed on behalf of all persons in the United States, described more fully in the following sections, whose rights to a fair chance at entrance to college was stolen by the actions of Defendants.

II. PARTIES

6. Plaintiff Jennifer Kay Toy (“Plaintiff”), is a California resident.

7. Plaintiff Joshua Toy (“JT”), is a California resident.

8. Defendant Lori Loughlin (“Loughlin”) is a conspirator.

9. Defendant Mossimo Giannulli (“Giannulli”) is a conspirator.

10. Defendant Felicity Huffman (“Huffman”) is a conspirator.

11. Defendant William Singer (“Singer”) is a conspirator.

12. Defendant Gregory Abbott (“GAbbott”) is a conspirator.

13. Defendant Marcia Abbott (“MAbbott”) is a conspirator.

14. Defendant Gamal Abdelaziz (“Abdelaziz”) is a conspirator.

15. Defendant Diane Blake (“DBlake”) is a conspirator.

16. Defendant Todd Blake (“TBlake”) is a conspirator.

17. Defendant Jane Buckingham (“Buckingham”) is a conspirator.

18. Defendant Gordon Caplan (“Caplan”) is a conspirator.

19. Defendant I-Hsin “Joey” Chen (“Chen”) is a conspirator.

20. Defendant Amy Colburn (“AColburn”) is a conspirator.

21. Defendant Gregory Colburn (“GColburn”) is a conspirator.

22. Defendant Robert Flaxman (“Flaxman”) is a conspirator.

23. Defendant Elizabeth Henriquez (“EHenriquez”) is a conspirator.

24. Defendant Manuel Henriquez (“MHenriquez”) is a conspirator.

25. Defendant Douglas Hodge (“Hodge”) is a conspirator.

26. Defendant Felicity Huffman (“Huffman”) is a conspirator.

27. Defendant Agustin Huneeus, Jr. (“Huneeus”) is a conspirator.

28. Defendant Bruce Isackson (“BIsackson”) is a conspirator.

29. Defendant Davina Isackson (“DIsackson”) is a conspirator.

1 30. Defendant Michelle Janavs ("Janavs") is a conspirator.

2 31. Defendant Elisabeth Kimmel ("Kimmel") is a conspirator.

3 32. Defendant Marjorie Klapper ("Klapper") is a conspirator.

4 33. Defendant Toby Macfarlane ("Macfarlane") is a conspirator.

5 34. Defendant William E. Mcglashan, Jr. ("Mcglashan") is a conspirator.

6 35. Defendant Marci Palatella ("Palatella") is a conspirator.

7 36. Defendant Peter Jan Sartorio ("Sartorio") is a conspirator.

8 37. Defendant Stephen Semprevivo ("Semprevivo") is a conspirator.

9 38. Defendant Devin Sloane ("Sloane") is a conspirator.

10 39. Defendant John B. Wilson ("Wilson") is a conspirator.

11 40. Defendant Homayoun Zadeh ("Zadeh") is a conspirator.

12 41. Defendant Robert Zangrill ("Zangrill") is a conspirator.

13 42. Defendant Elisabeth Kimmel ("Kimmel") is a conspirator.

14 43. Defendant Donna Heinel ("Heinel") is a conspirator.

15 44. Defendant Homayoun Zadeh ("Zadeh") is a conspirator.

16 45. Defendant Rudolp Meridith ("Meridith") is a conspirator.

17 46. Defendant Mark Riddell ("Riddell") is a conspirator.

18 47. Defendant John Vandemoer ("Vandemoer") is a conspirator.

19 48. Defendant Igor Dvorskiy ("Dvorskiy") is a conspirator.

20 49. Defendant Gordon Ernst ("Ernst") is a conspirator.

21 50. Defendant William Ferguson ("Ferguson") is a conspirator.

22 51. Defendant Martin Fox ("Fox") is a conspirator.

23 52. Defendant Laura Janke ("Janke") is a conspirator.

24 53. It is the understanding of Plaintiffs that over a thousand people were involved in the
25 conspiracy to engage in cheating and deny honest applicants a fair chance. Plaintiff will add those
26 names to this complaint as they are discovered.

27 54. Plaintiff is informed and believes, and thereon alleges, that each of the Defendants
28 were, and at all relevant times mentioned herein, the agent, employee, partner and/or representative

1 of one or more of the remaining Defendants and was acting within the course and scope of such
2 relationship. Plaintiff is further informed and thereon believes that each of the Defendants herein
3 gave consent, ratified and or authorized the acts alleged herein to each of the other respective
4 Defendants.

5 55. The true names and capacities of Defendants named herein as Does 1 through 99,
6 inclusive, whether individual, corporate, associate or otherwise are unknown to Plaintiff, who
7 therefore sues said Defendants by fictitious names. Plaintiff will amend this Complaint to show such
8 true names and capacities of Does 1 through 99, inclusive, when they have been determined.

9 **III. JURISDICTION AND VENUE**

10 56. Venue is proper, pursuant to California Code of Civil Procedure § 395.

11 **IV. ALLEGATIONS**

12 **DEFENDANTS CONSPIRED TOGETHER.**

13 57. Due to the length and breadth of the cheating scam it is estimated that more than
14 1,000,000 people have beeen affected.

15 58. More than a thousand parties participated in the cheating scandal.

16 59. Defendants conspired with others known and unknown: (1) to bribe college entrance
17 exam administrators to facilitate cheating on college entrance exams; (2) to bribe varsity coaches
18 and administrators at elite universities to designate certain applicants as recruited athletes or as other
19 favored candidates, thereby facilitating the applicants' admission to those universities; and (3) to use
20 the façade of a charitable organization to conceal the nature and source of the bribe payments.

21 60. Many defendants have been arrested for their part in the cheating scandal. The rest are in
22 the processs of being taken into custody.

23 61. Andrew Lelling, U.S. District Attorney of Massachusetts, called the cheating scandal "the
24 largest college admissions scam ever prosecuted by the Department of Justice."

25 **FIRST CAUSE OF ACTION**

26 **NEGLIGENT INFILCTION OF EMOTIONAL DISTRESS**

27 **ALL DEFENDANTS**

28 62. Plaintiff hereby incorporate by reference all paragraphs stated above.

1 63. Plaintiffs were denied a fair chance at college they wanted to go to due to the actions of
2 Defendants.

3 64. Defendants negligently caused harm to Plaintiffs through their dispicable actions where
4 legitimate applicants to colleges were denied access due to the illegal activities of Defendants.

5 65. Plaintiff prays for judgment against Defendants, as more fully set forth below.

SECOND CAUSE OF ACTION

CIVIL CONSPIRACY

ALL DEFENDANTS

9 66. Plaintiff hereby incorporates by reference all paragraphs stated above.

10 67. Defendants, and each of them, knowingly and willfully conspired and agreed among
11 themselves to engage in bribery to gain admittance to colleges for their children.

12 68. All Defendants in an open and notorious manner have carried out their conspiracy which
13 has harmed Plaintiffs.

14 69. Tort law and criminal law treat conspiracy in a fundamentally different manner. The
15 object contemplated by a criminal conspiracy is a crime, and that of a civil conspiracy is a tort. In
16 criminal law, the act of conspiring is a crime unto itself, regardless of whether the object of the
17 conspiracy is actually effectuated. California Penal Code § 182 includes no requirement of carrying
18 out such object crime. In contrast, under tort law, conspiracy is only actionable when its object is
19 effectuated—and damages the plaintiff. Absent commission of the underlying tort, civil conspiracy
20 is not a cause of action.

21 70. The California Supreme Court stated in *Applied Equipment Corp. v. Litton Saudi Arabia*
22 Ltd.

23 71. Standing alone, a conspiracy does no harm and engenders no tort liability. It must be
24 activated by the commission of an actual tort. "A civil conspiracy, however atrocious, does not
25 per se give rise to a cause of action unless a civil wrong has been committed resulting in damage."

26 ... We have summarized the elements and significance of a civil conspiracy: "The elements of an
27 action for civil conspiracy are the formation and operation of the conspiracy and damage resulting to
28 plaintiff from an act or acts done in furtherance of the common design...""

1 72. The Supreme Court established that civil conspiracy can be a cause of action when the
2 underlying tort takes place and damages a plaintiff.

3 73. Plaintiff has plead the elements of civil conspiracy in preparing this Complaint and relied
4 upon Applied Equipment Corp. v. Litton Saudi Arabia Ltd., *supra*, as their authority for its elements,
5 which are two: (a) "the formation and operation of the conspiracy," and (b) "damage resulting to
6 plaintiff from an act or acts done in furtherance of the common design."

7 74. Defendants have been arrested and are being charged for their involvement in the
8 conspiracy.

9 75. Plaintiff prays for judgment against Defendants as set forth more fully below.

THIRD CAUSE OF ACTION

FRAUD

ALL DEFENDANTS

3 76. Plaintiff hereby incorporates by reference all paragraphs stated above.

4-77. 18 U.S. Code § 4 entitled Misprision of felony states:

Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, shall be fined under this title or imprisoned not more than three years, or both.

8 78. Defendants had a duty pursuant to 18 U.S. Code § 4 to report their illegal acts and the
9 acts of others they were conspiring with but didn't

0 79. Defendants represented to the others that the children of Defendants had obtained
1 admission to college via legitimate means.

2 80. Defendants knowingly and willingly defrauded Plaintiffs

3 81. Plaintiff prays for judgment against Defendants as more fully set forth below.

COSTS AND ATTORNEY FEES

5 82. Pursuant to 42 U.S.C. § 1988, Plaintiff seeks an award of their costs, including reasonable
6 attorneys' fees, incurred in the litigation of this case.

7

11

1 WHEREFORE, Plaintiff prays judgment against the Defendants and each of them as
2 follows according to proof;

- 3 1. Damages in the amount of no less than \$500,000,000,000;
- 4 2. Certifying the United States Class, and appointing Plaintiffs as Class Representatives;
- 5 3. Finding that Defendant's conduct was negligent, deceptive, unfair, and unlawful as alleged
6 herein;
- 7 4. Enjoining Defendant's from engaging in further negligent, deceptive, unfair, and unlawful
8 practices alleged herein;
- 9 5. Awarding Plaintiffs and the Class members actual, compensatory, and consequential
10 damages;
- 11 6. Awarding Plaintiffs and the Class members punitive damages;
- 12 7. Awarding Plaintiffs and the Class members pre-judgment and post-judgment interest;
- 13 8. Awarding Plaintiffs and the Class members reasonable attorneys' fees costs and expenses,
14 and
- 15 9. For such other and further relief as this Court deems just and proper.

16 **DEMAND FOR JURY TRIAL**

17 Plaintiffs demand a trial by jury of all claims in this Class Action Complaint so triable.

18
19 DATED: March 13, 2019

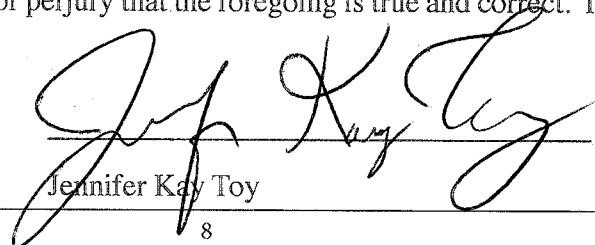


20 Daniel King SBN (207911)

21
22 **VERIFICATION AND DEMAND FOR JURY TRIAL**

23 I, Jennifer Kay Toy, am the plaintiff in this matter and make this verification; I have read
24 the foregoing complaint, know the contents thereof, and from information and belief, believe the same
25 to be true. I verify under penalty of perjury that the foregoing is true and correct. I demand a jury trial
26 in this action.

27 DATED: March 13, 2019



28 Jennifer Kay Toy

FILED
San Francisco County Superior Court

MAR 13 2019

CLERK OF THE COURT

BY: *Meselle Gove* Deputy ClerkCASE NUMBER: **CGC-19-574501**

JUDGE:

DEPT:

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

Daniel King (SBN 207911)
3680 Wilshire Boulevard, STE P04 - 1313
Los Angeles, CA 90010

TELEPHONE NO.: (310) 909-7580

FAX NO.:

ATTORNEY FOR (Name): Jennifer Kay Toy et al.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Francisco
STREET ADDRESS: 400 McAllister St, San Francisco, CA 94102
MAILING ADDRESS: 400 McAllister St, San Francisco, CA 94102
CITY AND ZIP CODE: San Francisco, 94102

BRANCH NAME:

CASE NAME:

Toy v Laughlin

CIVIL CASE COVER SHEET

Unlimited Limited
(Amount demanded demanded is
exceeds \$25,000) \$25,000 or less

Complex Case Designation

Counter Joinder

Filed with first appearance by defendant
(Cal. Rules of Court, rule 3.402)

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

Auto Tort

Auto (22)
 Uninsured motorist (46)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort

Asbestos (04)
 Product liability (24)
 Medical malpractice (45)
 Other PI/PD/WD (23)

Non-PI/PD/WD (Other) Tort

Business tort/unfair business practice (07)
 Civil rights (08)
 Defamation (13)
 Fraud (16)
 Intellectual property (19)
 Professional negligence (25)
 Other non-PI/PD/WD tort (35)

Employment

Wrongful termination (36)
 Other employment (15)

Contract

Breach of contract/warranty (06)
 Rule 3.740 collections (09)
 Other collections (09)
 Insurance coverage (18)
 Other contract (37)

Real Property

Eminent domain/Inverse condemnation (14)
 Wrongful eviction (33)
 Other real property (26)

Unlawful Detainer

Commercial (31)
 Residential (32)
 Drugs (38)

Judicial Review

Asset forfeiture (05)
 Petition re: arbitration award (11)
 Writ of mandate (02)
 Other judicial review (39)

Provisionally Complex Civil Litigation
(Cal. Rules of Court, rules 3.400-3.403)

Antitrust/Trade regulation (03)
 Construction defect (10)
 Mass tort (40)
 Securities litigation (28)
 Environmental/Toxic tort (30)
 Insurance coverage claims arising from the above listed provisionally complex case types (41)

Enforcement of Judgment

Enforcement of judgment (20)

Miscellaneous Civil Complaint

RICO (27)
 Other complaint (not specified above) (42)

Miscellaneous Civil Petition

Partnership and corporate governance (21)
 Other petition (not specified above) (43)

2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:

a. Large number of separately represented parties
b. Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
c. Substantial amount of documentary evidence
d. Large number of witnesses
e. Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
f. Substantial postjudgment judicial supervision

3. Remedies sought (check all that apply): a. monetaryb. nonmonetary; declaratory or injunctive relief c. punitive

4. Number of causes of action (specify): 3

5. This case is is not a class action suit.

6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: March 13, 2019

Daniel King (SBN 207911)

(TYPE OR PRINT NAME)

-BD5E04E118647- (SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 2